RULES OF RETURN

(رَد)

IN

ISLAMIC LAWS OF INHERITANCE

By

Anwar Alam

Reviewed by

Dr. Muhammad Razi-ul-Islam Nadvi

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Book Name : RULES OF RETURN (رَد) IN ISLAMIC LAWS OF INHERITANCE

Writer : Anwar Alam (9871481152)

Edition : 2021

Quantity : 1000

Pages : 80

Publisher : **AL-UMMAH BOOK HOUSE**
F93/10, Faizan Manzil, Shaheen Bagh, Jamia Nagar Okhla New Delhi-25
Contact Us : +91- 9667957681, E-mail : alummahbooks@gmail.com

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Learn and Teach

Islamic Laws of Inheritance

by

Anwar Alam

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CONTENTS

S.No.	Index	Pages
01	Preface (تقریظ)	6
02	Acknowledgement	7
03	Abbreviations	8
04	Introduction of RETURN (رَد)	9
05	Distribution of Inheritance among Zawil Furudh	
	Question-1 • Mother and Wife	10
	Question-2 • Mother and Husband	11
	Question-3 • Paternal Grandmother, Maternal Grandmother and Husband	13
	Question-4 • Two Daughters and Wife	15
	Question-5 • Two Daughters and Husband	18
	Question-6 • Daughter and Mother	20

Question-7 21
- Daughter, Mother and Wife

Question-8 24
- Daughter, Mother and Husband

Question-9 27
- Two Daughters, Mother and Wife

Question-10 30
- Daughter, Paternal Grandmother and Wife

Question-11 33
- Daughter, Paternal Grandmother, Maternal Grandmother and Wife

Question-12 37
- Granddaughter, Daughter and Wife

Question-13 41
- Granddaughter, Two Daughters and Husband

Question-14 43
- Granddaughter, Daughter, Mother and Wife

Question-15 46
- Daughter, Granddaughter and Mother

Question-16 48
- Wife, Mother and Maternal Sister

Question-17 51
- Husband, Daughter and Granddaughter

Question-18 54
- Husband, Paternal Grandmother, Maternal Grandmother and Maternal Sister

Question-19 58
- Wife, Mother, Maternal Brother and Maternal Sister

Question-20 61
- Wife, Real Sister and Paternal Sister

06 Appendix - 1 65
(List of Inheritors)

07 Appendix - 2 68
(Shares of Inheritors)

08 Appendix - 3 74
(References from the Qur'an and Hadeeth)

09 Appendix - 4 76
(Reference Books)

10 Questions 78

11 Answers 79

تقریظ

ڈاکٹر محمد رضی الاسلام ندوی

وراثت اسلام کے نظامِ خاندان کا ایک اہم حصہ ہے۔ اسلام کی تعلیم یہ ہے کہ کسی شخص کا انتقال ہو تو اس کی مملوکہ تمام چیزیں اس کی قریبی وارثوں میں تقسیم ہوں، چاہے ان کی مقدار کتنی ہی کم یا کتنی ہی زیادہ ہو۔ سورہ نساء کی چند آیات (7 تا 14 اور 176) میں تقسیمِ وراثت کے تمام احکام بیان کر دیے ہیں۔ مستحقینِ وراثت کی تین قسمیں ہیں: اوّل ذوی الفروض، جن کے حصے قرآن مجید میں بیان کر دیے گئے ہیں۔ دوم: عصبہ، جنہیں ذوی الفروض کو ان کے حصے دیے جانے کے بعد بچا ہوا مال ملتا ہے۔ سوم: ذوی الارحام جنھیں اس وقت ملتا ہے جب میّت کے ذوی الفروض اور عصبہ میں سے کوئی نہ ہو۔ علم وراثت میں ایک بحث 'رد' کی آتی ہے۔ اس کا مطلب یہ ہے کہ اگر ذوی الفروض کو ان کے مقررہ حصے دینے کے بعد کچھ مال بچ رہے اور میّت کے عصبہ میں سے کوئی موجود نہ ہو تو باقی ماندہ مال دوبارہ ذوی الفروض (ماسوا زوجین) کو دیا جائے گا۔

جناب انوار عالم صاحب کو علم وراثت میں مہارت حاصل ہے۔ وہ اس علم کو عام کرنے کے لیے بہت کوشاں ہیں۔ اس کے لیے وہ کلاسز چلاتے ہیں، جن سے بہت سے نوجوانوں نے فائدہ اٹھایا ہے اور اب بھی اٹھا رہے ہیں۔ انھوں نے اس موضوع پر ویڈیوز بھی تیار کیے ہیں۔ موصوف نے اردو اور انگریزی میں کئی کتابیں علم وراثت پر شائع کی ہیں۔ زیرِ نظر کتاب اس کی بحث 'رد' پر ہے، جو ایک مہتم بالشان، لیکن عملاً پیچیدہ موضوع ہے۔ مؤلف موصوف نے رد کے بارے میں بنیادی معلومات فراہم کرنے کے بعد بیس (20) مثالیں پیش کی ہیں اور انہیں حل کر کے دکھایا ہے۔ موصوف تقسیم کے جدید قواعد کو زیرِ عمل لاتے ہیں، جس سے جدید تعلیم یافتہ افراد کو سمجھنے میں آسانی ہوتی ہے۔

اللہ تعالیٰ سے دعا ہے کہ وہ موصوف کی خدمت قبول فرمائے اور انہیں اجر سے نوازے، آمین یا رب العالمین۔

محمد رضی الاسلام ندوی
سکریٹری شریعہ کونسل جماعت اسلامی ہند
20-8-2021

ACKNOWLEDGEMENT

I am greatly indebted to whoever participated in the accomplishment of this book.

I am pleased to thank particularly Qazi Mufti Jahangir Alam Qasmi, Maulana Waliullah Sayeedi Falahi, Maulana Habeeb-ur-Rahman Qasmi Nadvi for their guidance on Inheritance topics.

I am grateful to Dr. Raziul Islam Nadvi who gave his valuable time to check final script of this book.

I am grateful to Maulana Samiullah Faizi who gave his valuable time to check final script of this book.

Special thanks to Br. Ajmal, MTech, IIT Delhi, who checked and rechecked the manuscript with great perseverance.

My thanks are also due to Br. Nazeer and to Br. Wahiduzzaman Khan who typed and retyped the manuscript patiently.

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ABBREVIATIONS

Mother	M
Wife	W
Husband	H
Paternal Grandmother	PGM
Maternal Grandmother	MGM
Daughter	D
Granddaughter	GD
Maternal Sister	MS
Paternal Sister	PS
Real Sister	RS
Zawil Furudh	ZF
Least Common Multiple	LCM
Residue	R

بسم الله الرحمن الرحيم

Introduction of RETURN (رَد)

If all Inheritors are Primary heirs (Zawil Furudh) and their sum of total Shares divided by LCM is less than one then it's a case of RETURN or "RADD" (رَد) .

Calculation approach to RETURN will be different.

Residue will be distributed again among the Primary heirs because Secondary heirs do not exist. Husband and Wife are Primary heirs but they are not eligible for RETURN.

QUESTION -1

Distribute Inheritance between following Inheritors of the deceased :

1. Mother
2. Wife

Solution

Step - 1 : List of Inheritors and their Shares

[ZF] Mother $\frac{1}{3}$ (due to no Kid)

[ZF] Wife $\frac{1}{4}$ (due to no Kid)

Step - 2 : Total Share of ZF

$$\begin{array}{ccc} M & + & W \\ \frac{1}{3} & + & \frac{1}{4} \end{array}$$

$$\frac{4 + 3}{12} = \frac{7}{12}$$

☞ Here, all Inheritors are Zawil Furudh.

☞ $\frac{\text{Total Share of ZF}}{\text{LCM}} = \frac{7}{12} < 1$

☞ It's a case of "RADD" or RETURN.

☞ "RADD"(رد) will not be applicable to Wife.

☞ Therefore, in the case of RETURN, calculation procedure will be different.

Step - 3 : Calculation procedure for RETURN

a) Share of Wife $= \frac{1}{4}$

b) Share left for Mother $= 1 - \frac{1}{4}$

$= \frac{4 - 1}{4}$

$= \frac{3}{4}$

Step - 4 : Total Shares of all Inheritors

W	+	M
$\frac{1}{4}$	+	$\frac{3}{4}$

$\frac{1 + 3}{4} = \frac{4}{4}$

Calculation Summary

Total Inheritance will be divided into 4 parts.

1 Part will go to Wife.

3 Parts will go to Mother.

QUESTION -2

Distribute Inheritance between following Inheritors of the deceased :

1. Mother
2. Husband

Solution

Step - 1 : List of Inheritors and their Shares

[ZF] Mother $\frac{1}{3}$ (due to no Kid)

[ZF] Husband $\frac{1}{2}$ (due to no Kid)

Step - 2 : Total Shares of ZF

M	+	H
$\frac{1}{3}$	+	$\frac{1}{2}$
$\frac{2}{6}$	+	$\frac{3}{6}$ = $\frac{5}{6}$

☞ Here, all Inheritors are Zawil Furudh.

☞ $\frac{\text{Total Share of ZF}}{\text{LCM}} = \frac{5}{6} < 1$

☞ It's a case of "RADD" or RETURN.

☞ "RADD"(رد) will not be applicable to Husband.

☞ Therefore, in the case of RETURN, calculation procedure will be different.

Step - 3 : Calculation procedure for RETURN

a) Share of Husband = $\frac{1}{2}$

b) Share left for Mother = $1 - \frac{1}{2}$

$= \frac{2-1}{2} = \frac{1}{2}$

Step - 4 : Total Shares of all Inheritors

$$\begin{array}{ccc} H & + & M \\ \frac{1}{2} & + & \frac{1}{2} \end{array}$$

$$\frac{1 + 1}{2} = \frac{2}{2}$$

Calculation Summary

Total Inheritance will be divided into 2 parts.

1 Part will go to Husband.

1 Part will go to Mother.

QUESTION -3

Distribute Inheritance among following Inheritors of the deceased :

1. Paternal Grandmother
2. Maternal Grandmother

Solution

Step - 1 : List of Inheritors and their Shares

[ZF] PGM

[ZF] MGM

$\Big]^{*}_{\frac{1}{6}}$

[ZF] Husband $\frac{1}{2}$ (due to no Kids)

* Equal distribution between PGM and MGM : therefore Share of each will be

$$\frac{1}{6} \times \frac{1}{2} = \frac{1}{12}$$

Step - 2 : <u>Total Share of ZF</u>

PGM	+	MGM	+	H
$\frac{1}{12}$	+	$\frac{1}{12}$	+	$\frac{1}{2}$

$$\frac{1 + 1 + 6}{12} = \frac{8}{12}$$

☞ Here, all Inheritors are Zawil Furudh.

☞ $\frac{\text{Total Share of ZF}}{\text{LCM}} = \frac{8}{12} < 1$

☞ It's a case of "RADD" or RETURN.

☞ "RADD"(رد) will not be applicable to Husband.

☞ Therefore, in the case of RETURN, calculation procedure will be different.

Step - 3 : <u>Calculation procedure for RETURN</u>

a) Share of Husband $= \frac{1}{2}$

b) Share left for PGM and MGM $= 1 - \frac{1}{2}$

$$= \frac{2 - 1}{2} = \frac{1}{2}$$

c) Left Share is $\frac{1}{2}$ and it will be divided equally between PGM and MGM.

Therefore, Share of PGM = $\frac{1}{2} \times \frac{1}{2} = \frac{1}{4}$

Share of MGM = $\frac{1}{2} \times \frac{1}{2} = \frac{1}{4}$

Step - 4 : <u>Total Shares of all Inheritors</u>

H	+	PGM	+	MGM
$\frac{1}{2}$	+	$\frac{1}{4}$	+	$\frac{1}{4}$

$$\frac{2 + 1 + 1}{4} = \frac{4}{4}$$

Calculation Summary

Total Inheritance will be divided into 4 parts.

2 Parts will go to Husband.

1 Part will go to Paternal Grandmother.

1 Part will go to Maternal Grandmother.

QUESTION - 4

Distribute Inheritance among following Inheritors of the deceased :

1. Two Daughters

Solution

Step - 1 : List of Inheritors and their Shares

[ZF] Two Daughters $\frac{2}{3}^{*}$

[ZF] Wife $\frac{1}{8}$ (due to Kids)

* Equal distribution between two daughters: therefore Share of each will be

$$\frac{2}{3} \times \frac{1}{2} = \frac{1}{3}$$

Step - 2 : Total Share of ZF

$$\begin{array}{ccccc} D & + & D & + & W \\ \frac{1}{3} & + & \frac{1}{3} & + & \frac{1}{8} \end{array}$$

$$\frac{8 + 8 + 3}{24} = \frac{19}{24}$$

☞ Here, all Inheritors are Zawil Furudh.

☞ $\frac{\text{Total Share of ZF}}{\text{LCM}} = \frac{19}{24} < 1$

☞ It's a case of "RADD" or RETURN.

☞ "RADD"(رد) will not be applicable to Wife.

☞ Therefore, in the case of RETURN, calculation procedure will be different.

Step - 3 : Calculation procedure for RETURN

a) Share of Wife $= \frac{1}{8}$

b) Share left for two Daughters (R) $= 1 - \frac{1}{8} = \frac{8-1}{8} = \frac{7}{8}$

c) Left Share (R) is $\frac{7}{8}$ and it will be divided equally between two daughters.

Share of each daughter will be

$$\frac{7}{8} \times \frac{1}{2} = \frac{7}{16}$$

Step - 4 : Total Shares of all Inheritors

W	+	D	+	D
$\frac{1}{8}$	+	$\frac{7}{16}$	+	$\frac{7}{16}$

$$\frac{2 + 7 + 7}{16} = \frac{16}{16}$$

Calculation Summary

Total Inheritance will be divided into 16 parts.

2 Parts will go to Wife.

7 Parts will go to 1st Daughter.

7 Parts will go to 2nd Daughter.

QUESTION - 5

Distribute Inheritance among following Inheritors of the deceased :

1. Two Daughters
2. Husband

Solution

Step - 1 : List of Inheritors and their Shares

[ZF] Two Daughters $\frac{2}{3}^{*}$

[ZF] Husband $\frac{1}{4}$ (due to Kids)

* Equal distribution between two daughters, therefore Share of each daughter will be

$$\frac{2}{3} \times \frac{1}{2} = \frac{1}{3}$$

Step - 2 : Total Share of ZF

$$\begin{array}{ccccc} D & + & D & + & H \\ \frac{1}{3} & + & \frac{1}{3} & + & \frac{1}{4} \end{array}$$

$$\frac{4 + 4 + 3}{12} = \frac{11}{12}$$

☞ Here, all Inheritors are Zawil Furudh.

☞ $\frac{\text{Total Share of ZF}}{\text{LCM}} = \frac{11}{12} < 1$

☞ It's a case of "RADD" or RETURN.

☞ "RADD" (رَد) will not be applicable to Husband.

☞ Therefore, in the case of RETURN, calculation procedure will be different.

Step - 3 : <u>Calculation procedure for RETURN</u>

a) Share of Husband = $\frac{1}{4}$

b) Share left for two Daughters (R) $= 1 - \frac{1}{4}$

$= \frac{4 - 1}{4} = \frac{3}{4}$

c) Left Share (R) is $\frac{3}{4}$ and it will be divided equally between two daughters.

Share of each daughter will be

$$\frac{3}{4} \times \frac{1}{2} = \frac{3}{8}$$

Step - 4 : <u>Total Shares of all Inheritors</u>

H	+	D	+	D
$\frac{1}{4}$	+	$\frac{3}{8}$	+	$\frac{3}{8}$

$$\frac{2 + 3 + 3}{8} = \frac{8}{8}$$

Calculation Summary

Total Inheritance will be divided into 8 parts.

2 Parts will go to Husband.

3 Parts will go to 1st Daughter.

3 Parts will go to 2nd Daughter.

QUESTION - 6

Distribute Inheritance between following Inheritors of the deceased :

1. Daughter
2. Mother

Solution

Step - 1 : List of Inheritors and their Shares

[ZF] Daughter $\frac{1}{2}$

[ZF] Mother $\frac{1}{6}$ (due to Kid)

Step - 2 : Total Share of ZF

$$\begin{array}{ccc} D & + & M \\ \frac{1}{2} & + & \frac{1}{6} \end{array}$$

$$\frac{3 + 1}{6} = \frac{4}{6} = \frac{2}{3}$$

It's a case of RETURN but Husband and Wife are not present, therefore no need to calculate again.

Here, Ratio between Daughter and Mother is D:M= 3 : 1

Calculation Summary

Total Inheritance will be divided into 4 parts.

3 Parts will go to Daughter.

1 Part will go to Mother.

QUESTION - 7

Distribute Inheritance among following Inheritors of the deceased :

1. Daughter
2. Mother

Solution

Step - 1 : List of Inheritors and their Shares

[ZF] Daughter $\frac{1}{2}$

[ZF] Mother $\frac{1}{6}$ (due to Kid)

[ZF] Wife $\frac{1}{8}$ (due to Kid)

Step - 2 : Total Share of ZF

D	+	M	+	W
$\frac{1}{2}$	+	$\frac{1}{6}$	+	$\frac{1}{8}$

$$\frac{12 + 4 + 3}{24} = \frac{19}{24}$$

☞ Here, all Inheritors are Zawil Furudh.

☞ $\frac{\text{Total Share of ZF}}{\text{LCM}} = \frac{19}{24} < 1$

☞ It's a case of "RADD" or RETURN.

☞ "RADD"(رد) will not be applicable to Wife.

☞ Therefore, in the case of RETURN, calculation procedure will be different.

Step - 3 : Calculation procedure for RETURN

a) Share of Wife $= \frac{1}{8}$

b) Share left for Daughter and Mother (R) $= 1 - \frac{1}{8}$

$= \frac{8 - 1}{8} = \frac{7}{8}$

c) Ratio of Daughter and Mother

D	+	M
$\frac{1}{2}$	+	$\frac{1}{6}$
3	+	1
	6	

D : M = 3 : 1

d) Addition of Ratios of Daughter and

$$\boxed{D + M = 3 + 1 = 4}$$

e) Share of Daughter $= R \times \frac{\text{Ratio of Daughter}}{\text{Addition of Ratios of Daughter and Mother}}$

$$= \frac{7}{8} \times \frac{3}{4} = \frac{21}{32}$$

f) Share of Mother $= R \times \frac{\text{Ratio of Mother}}{\text{Addition of Ratios of Daughter and Mother}}$

$$= \frac{7}{8} \times \frac{1}{4}$$

$$= \frac{7}{32}$$

Step - 4 : <u>Total Shares of all Inheritors</u>

$$W + D + M$$

$$\frac{1}{8} + \frac{21}{32} + \frac{7}{32}$$

$$\frac{4 + 21 + 7}{32} = \frac{32}{32}$$

Calculation Summary

Total Inheritance will be divided into 32 parts.

4 Parts will go to Wife.

21 Parts will go to Daughter.

7 Parts will go to Mother.

Note of the deceased : Solution of this Question will be same if instead of Daughter, Granddaughter is present. Share of Daughter will be treated as that of Granddaughter.

QUESTION - 8

Distribute Inheritance among following Inheritors of the deceased :

1. Daughter
2. Mother

Solution

Step - 1 : List of Inheritors and their Shares

[ZF] Daughter $\frac{1}{2}$

[ZF] Mother $\frac{1}{6}$ (due to Kid)

[ZF] Husband $\frac{1}{4}$ (due to Kid)

Step - 2 : Total Share of ZF

$$\begin{array}{ccccc} D & + & M & + & H \\ \frac{1}{2} & + & \frac{1}{6} & + & \frac{1}{4} \end{array}$$

$$\frac{6 + 2 + 3}{12} = \frac{11}{12}$$

It's a case of RETURN and Husband is present, therefore RETURN will not be applicable to Husband.

Step - 3 : Calculation procedure for RETURN

a) Share of Husband $= \frac{1}{4}$

b) Share left for Daughter and Mother (R) $= 1 - \frac{1}{4}$

$$= \frac{4 - 1}{4} = \frac{3}{4}$$

c) Ratio of Daughter and Mother

$$\begin{array}{ccc} D & + & M \\ \frac{1}{2} & + & \frac{1}{6} \end{array}$$

$$\frac{3 + 1}{6}$$

D : M = 3 : 1

d) Addition of Ratios of Daughter and

$$D + M = 3 + 1 = 4$$

e) Share of Daughter $= R \times \frac{\text{Ratio of Daughter}}{\text{Addition of Ratios of Daughter and Mother}}$

$$= \frac{3}{4} \times \frac{3}{4}$$

$$= \frac{9}{16}$$

f) Share of Mother $= R \times \frac{\text{Ratio of Mother}}{\text{Addition of Ratios of Daughter and Mother}}$

$$= \frac{3}{4} \times \frac{1}{4}$$

$$= \frac{3}{16}$$

Step - 4 : <u>Total Shares of all Inheritors</u>

$$\begin{array}{ccccc} H & + & D & + & M \\ \frac{1}{4} & + & \frac{9}{16} & + & \frac{3}{16} \end{array}$$

$$\frac{4 + 9 + 3}{16} = \frac{16}{16}$$

Calculation Summary

Total Inheritance will be divided into 16 parts.

4 Parts will go to Husband.

9 Parts will go to Daughter.

3 Parts will go to Mother.

Note of the deceased : Solution of this Question will be same if instead of Daughter, Granddaughter is present. Share of Daughter will be treated as that of Granddaughter.

QUESTION - 9

Distribute Inheritance among following Inheritors of the deceased :

1. Two Daughters
2. Mother

Solution

Step - 1 : List of Inheritors and their Shares

[ZF] Two Daughters $\frac{2}{3}$*

[ZF] Mother $\frac{1}{6}$ (due to Kids)

[ZF] Wife $\frac{1}{8}$ (due to Kids)

* Equal distribution between two daughters: therefore Share of each daughter will be

$$\frac{2}{3} \times \frac{1}{2} = \frac{1}{3}$$

Step - 2 : <u>Total Share of ZF</u>

$$\begin{array}{cccccccc} D & + & D & + & M & + & W & \\ \frac{1}{3} & + & \frac{1}{3} & + & \frac{1}{6} & + & \frac{1}{8} & \\ \hline \frac{8}{24} & + & \frac{8}{24} & + & \frac{4}{24} & + & \frac{3}{24} & = \frac{23}{24} \end{array}$$

It's a case of RETURN and Wife is present, therefore RETURN will not be applicable to Wife.

Step - 3 : <u>Calculation procedure for RETURN</u>

a) Share of Wife $= \frac{1}{8}$

b) Share left for two Daughters and Mother (R) $= 1 - \frac{1}{8}$

$$= \frac{8-1}{8} = \frac{7}{8}$$

c) Ratio of two Daughters and Mother

$$\begin{array}{ccccc} D & + & D & + & M \\ \frac{1}{3} & + & \frac{1}{3} & + & \frac{1}{6} \\ \hline \frac{2}{6} & + & \frac{2}{6} & + & \frac{1}{6} \end{array}$$

D : D : M = 2 : 2 : 1

d) Addition of Ratios of two Daughters and Mother

$$D + D + M = 2 + 2 + 1 = 5$$

e) Share of each Daughter $= R \times \frac{\text{Ratio of Daughter}}{\text{Addition of Ratios of two Daughters and Mother}}$

$$= \frac{7}{8} \times \frac{2}{5}$$

$$= \frac{7}{20}$$

f) Share of Mother $= R \times \frac{\text{Ratio of Mother}}{\text{Addition of Ratios of two Daughters and Mother}}$

$$= \frac{7}{8} \times \frac{1}{5}$$

$$= \frac{7}{40}$$

Step - 4 : Total Shares of all Inheritors

$$\begin{array}{cccccccc} W & + & D & + & D & + & M \\ \frac{1}{8} & + & \frac{7}{20} & + & \frac{7}{20} & + & \frac{7}{40} \end{array}$$

$$\frac{5 + 14 + 14 + 7}{40} = \frac{40}{40}$$

Calculation Summary

Total Inheritance will be divided into 40 parts.

5 Parts will go to Wife.

14 Parts will go to 1st Daughter.

14 Parts will go to 2nd Daughter.

7 Parts will go to Mother.

QUESTION - 10

Distribute Inheritance among following Inheritors of the deceased :

1. Daughter
2. Paternal Grandmother

Solution

Step - 1 : List of Inheritors and their Shares

[ZF] Daughter $\frac{1}{2}$

[ZF] PGM $\frac{1}{6}$

[ZF] Wife $\frac{1}{8}$ (due to Kids)

Step - 2 : Total Share of ZF

D + PGM + W

$\frac{1}{2} + \frac{1}{6} + \frac{1}{8}$

$\frac{12 + 4 + 3}{24} = \frac{19}{24}$

It's a case of RETURN and Wife is present; therefore RETURN will not be applicable to Wife.

Step - 3 : Calculation procedure for RETURN

a) Share of Wife $= \frac{1}{8}$

b) Share left for Daughter and PGM (R) $= 1 - \frac{1}{8} = \frac{8 - 1}{8} = \frac{7}{8}$

c) Ratio of Daughter and PGM

$$\begin{array}{ccc} D & + & PGM \\ \frac{1}{2} & + & \frac{1}{6} \end{array}$$

$$\frac{3 \quad + \quad 1}{6}$$

D : PGM = 3 : 1

d) Addition of Ratios of Daughter and PGM

D + PGM = 3 + 1 = 4

e) Share of Daughter $= R \times \frac{\text{Ratio of Daughter}}{\text{Addition of Ratios of Daughter and PGM}}$

$$= \frac{7}{8} \times \frac{3}{4}$$

$$= \frac{21}{32}$$

f) Share of PGM $= R \times \frac{\text{Ratio of PGM}}{\text{Addition of Ratios of Daughter and PGM}}$

$$= \frac{7}{8} \times \frac{1}{4}$$

$$= \frac{7}{32}$$

Step - 4 : Total Shares of all Inheritors

$$\begin{array}{ccccc} W & + & D & + & PGM \\ \frac{1}{8} & + & \frac{21}{32} & + & \frac{7}{32} \end{array}$$

$$\frac{4 + 21 + 7}{32} = \frac{32}{32}$$

Calculation Summary

Total Inheritance will be divided into 32 parts.

4 Parts will go to Wife.

21 Parts will go to Daughter.

7 Parts will go to PGM

QUESTION - 11

Distribute Inheritance among following Inheritors of the deceased :

1. Daughter
2. Paternal Grandmother
2. Maternal Grandmother

Solution

Step - 1 : List of Inheritors and their Shares

[ZF]	Daughter	$\frac{1}{2}$
[ZF]	PGM	$\frac{1}{6}$*
[ZF]	MGM	$\frac{1}{6}$*
[ZF]	Wife	$\frac{1}{8}$ (due to kids)

* Equal distribution between PGM and MGM: therefore Share of each will be

$$\frac{1}{6} \times \frac{1}{2} = \frac{1}{12}$$

Step - 2 : Total Shares of ZF

$$\begin{array}{cccccccc} D & + & PGM & + & MGM & + & W \\ \frac{1}{2} & + & \frac{1}{12} & + & \frac{1}{12} & + & \frac{1}{8} \end{array}$$

$$\frac{12 + 2 + 2 + 3}{24} = \frac{19}{24}$$

☞ Here, all Inheritors are Zawil Furudh.

☞ $\frac{\text{Total Share of ZF}}{\text{LCM}} = \frac{19}{24} < 1$

☞ Therefore, it's a case of RETURN and Wife is present, so RETURN will not be applicable to Wife.

Step - 3 : Calculation procedure for RETURN

a) Share of Wife $= \frac{1}{8}$

b) Share left for Daughter, PGM and MGM (R) $= 1 - \frac{1}{8} = \frac{8-1}{8} = \frac{7}{8}$

c) Ratio of Daughter, PGM and MGM

$$= D + PGM + MGM$$

$$= \frac{1}{2} + \frac{1}{12} + \frac{1}{12}$$

$$= \frac{6 + 1 + 1}{12}$$

D : PGM : MGM = 6 : 1 : 1

d) Addition of Ratios of Daughter, PGM and MGM

D + PGM + MGM = 6 + 1 + 1 = 8

e) Share of Daughter $= R \times \frac{\text{Ratio of Daughter}}{\text{Addition of Ratios of Daughter, PGM and MGM}}$

$= \frac{7}{8} \times \frac{6}{8}$

$= \frac{42}{64}$

$= \frac{21}{32}$

f) Share of PGM $= R \times \frac{\text{Ratio of PGM}}{\text{Addition of Ratios of Daughter, PGM and MGM}}$

$= \frac{7}{8} \times \frac{1}{8}$

$= \frac{7}{64}$

g) Share of MGM $= R \times \frac{\text{Ratio of MGM}}{\text{Addition of Ratios of Daughter, PGM and MGM}}$

$= \frac{7}{8} \times \frac{1}{8}$

$= \frac{7}{64}$

Step - 4 : Total Shares of all Inheritors

$$\begin{array}{cccccccc} W & + & D & + & PGM & + & MGM & \\ \frac{1}{8} & + & \frac{21}{32} & + & \frac{7}{64} & + & \frac{7}{64} & \\ \frac{8}{64} & + & \frac{42}{64} & + & \frac{7}{64} & + & \frac{7}{64} & = \frac{64}{64} \end{array}$$

Calculation Summary

Total Inheritance will be divided into 64 parts.

8 Parts will go to Wife.

42 Parts will go to Daughter.

7 Parts will go to PGM.

7 Parts will go to MGM.

QUESTION - 12

Distribute Inheritance among following Inheritors of the deceased :

1. Granddaughter
2. Daughter

Solution

Step - 1 : List of Inheritors and their Shares

[ZF] Granddaughter $\frac{1}{6}$ (due to Daughter)

[ZF] Daughter $\frac{1}{2}$

[ZF] Wife $\frac{1}{8}$ (due to Kids)

Step - 2 : Total Share of ZF

GD + D + W

$$\frac{1}{6} + \frac{1}{2} + \frac{1}{8}$$

$$\frac{4 + 12 + 3}{24} = \frac{19}{24}$$

☞ Here, all Inheritors are Zawil Furudh.

☞ $\frac{\text{Total Share of ZF}}{\text{LCM}} = \frac{19}{24} < 1$

☞ Therefore, it's a case of RETURN and Wife is present, so RETURN will not be applicable to Wife.

Step - 3 : Calculation procedure for RETURN

a) Share of Wife $= \frac{1}{8}$

b) Share left for GD and D (R) $= 1 - \frac{1}{8} = \frac{8 - 1}{8} = \frac{7}{8}$

c) Ratio of GD and D

$$= GD + D$$

$$= \frac{1}{6} + \frac{1}{2}$$

$$= \frac{1 + 3}{6}$$

GD : D = 1 : 3

d) Addition of Ratios of Granddaughter and Daughter

GD + D = 1 + 3 = 4

e) Share of Grand Daughter $= R \times \frac{\text{Ratio of Grand Daughter}}{\text{Addition of Ratios of GD and Daughter}}$

$$= \frac{7}{8} \times \frac{1}{4}$$

$$= \frac{7}{32}$$

f) Share of Daughter = R x $\frac{\text{Ratio of Daughter}}{\text{Addition of Ratios of Granddaughter and Daughter}}$

$$= \frac{7}{8} \times \frac{3}{4}$$

$$= \frac{21}{32}$$

Step - 4 : <u>Total Shares of all Inheritors</u>

$$\begin{array}{ccccc} W & + & GD & + & D \\ \frac{1}{8} & + & \frac{7}{32} & + & \frac{21}{32} \end{array}$$

$$\frac{4 + 7 + 21}{32} = \frac{32}{32}$$

Calculation Summary

Total Inheritance will be divided into 32 parts.

4 Parts will go to Wife.

7 Parts will go to Granddaughter.

21 Parts will go to Daughter.

QUESTION - 13

Distribute Inheritance among following Inheritors of the deceased :

1. Granddaughter
2. Two Daughters

Solution

Step - 1 : List of Inheritors and their Shares

[ZF] Granddaughter [No Share due to two Daughters]

[ZF] Two Daughters $\frac{2}{3}^{*}$

[ZF] Husband $\frac{1}{4}$ (due to Kids)

* Equal distribution between two daughters: therefore Share of each daughter will be

$$\frac{2}{3} \times \frac{1}{2} = \frac{1}{3}$$

Step - 2 : Total Share of ZF

$$\begin{array}{ccccc} D & + & D & + & H \\ \frac{1}{3} & + & \frac{1}{3} & + & \frac{1}{4} \end{array}$$

$$\frac{4 + 4 + 3}{12} = \frac{11}{12} < 1$$

It's a case of RETURN and Husband is present: therefore RETURN will not be applicable to Husband.

Step - 3 : Calculation procedure for RETURN

a) Share of Husband $= \frac{1}{4}$

b) Share left for two Daughters (R) $= 1 - \frac{1}{4}$

$= \frac{4 - 1}{4} = \frac{3}{4}$

c) Left Share (R) is $\frac{3}{4}$ and it will be divided equally between two daughters: therefore Share of each daughter will be

$$\frac{3}{4} \times \frac{1}{2} = \frac{3}{8}$$

Step - 4 : Total Shares of all Inheritors

$$\begin{array}{ccccc} H & + & D & + & D \\ \frac{1}{4} & + & \frac{3}{8} & + & \frac{3}{8} \end{array}$$

$$\frac{2 + 3 + 3}{8} = \frac{8}{8}$$

Calculation Summary

Total Inheritance will be divided into 8 parts.

2 Parts will go to Husband.

3 Parts will go to each Daughter.

QUESTION - 14

Distribute Inheritance among following Inheritors of the deceased :

1. Granddaughter
2. Daughter
3. Mother

Solution

Step - 1 : List of Inheritors and their Shares

[ZF] Granddaughter $\frac{1}{6}$ (due to Daughter)

[ZF] Daughter $\frac{1}{2}$

[ZF] Mother $\frac{1}{6}$ (due to kids)

[ZF] Wife $\frac{1}{8}$ (due to kids)

Step - 2 : Total Share of ZF

$$\begin{array}{cccccccc} GD & + & D & + & M & + & W \\ \frac{1}{6} & + & \frac{1}{2} & + & \frac{1}{6} & + & \frac{1}{8} \end{array}$$

$$\frac{4 + 12 + 4 + 3}{24} = \frac{23}{24} < 1$$

It's a case of RETURN and Wife is present; therefore RETURN will not be applicable to Wife.

Step - 3 : Calculation procedure for RETURN

a) Share of Wife $= \frac{1}{8}$

b) Share left for GD Daughter and Mother (R) $= 1 - \frac{1}{8} = \frac{8-1}{8} = \frac{7}{8}$

c) Ratio of Granddaughter, Daughter and Mother

$$= GD + D + M$$

$$= \frac{1}{6} + \frac{1}{2} + \frac{1}{6}$$

$$= \frac{1 + 3 + 1}{6}$$

GD : D : M = 1 : 3 : 1

d) Addition of Ratios of Granddaughter, Daughter and Mother

GD + D + M = 1 + 3 + 1 = 5

e) Share of Grand Daughter $= R \times \frac{\text{Ratio of Grand Daughter}}{\text{Addition of Ratios of GD, Daughter and Mother}}$

$= \frac{7}{8} \times \frac{1}{5}$

$= \frac{7}{40}$

f) Share of Daughter $= R \times \frac{\text{Ratio of Daughter}}{\text{Addition of Ratios of Granddaughter, Daughter and Mother}}$

$= \frac{7}{8} \times \frac{3}{5}$

$= \frac{21}{40}$

g) Share of Mother $= R \times \frac{\text{Ratio of Mother}}{\text{Addition of Ratios of Granddaughter, Daughter and Mother}}$

$= \frac{7}{8} \times \frac{1}{5}$

$= \frac{7}{40}$

Step - 4 : Total Shares of all Inheritors

$$\begin{array}{cccccccc} W & + & GD & + & D & + & M & \\ \frac{1}{8} & + & \frac{7}{40} & + & \frac{21}{40} & + & \frac{7}{40} & \\ \frac{5}{40} & + & \frac{7}{40} & + & \frac{21}{40} & + & \frac{7}{40} & = \frac{40}{40} \end{array}$$

Calculation Summary

Total Inheritance will be divided into 40 parts.

- 5 Parts will go to Wife.
- 7 Parts will go to Granddaughter.
- 21 Parts will go to Daughter.
- 7 Parts will go to Mother.

QUESTION - 15

Distribute Inheritance among following Inheritors of the deceased :

1. Daughter
2. Granddaughter

Solution

Step - 1 : List of Inheritors and their Shares

[ZF] Daughter $\frac{1}{2}$

[ZF] Granddaughter $\frac{1}{6}$ (due to Daughter)

[ZF] Mother $\frac{1}{6}$ (due to kids)

Step - 2 : Total Share of ZF

$$D + GD + M$$

$$\frac{1}{2} + \frac{1}{6} + \frac{1}{6}$$

$$\frac{3 + 1 + 1}{6} = \frac{5}{6}$$

☞ Here, all Inheritors are Zawil Furudh.

☞ $\frac{\text{Total Share of ZF}}{\text{LCM}} = \frac{5}{6} < 1$

☞ It's a case of RETURN.

☞ Husband and Wife are not present; therefore no need of further calculation.

☞ Ratio of Daughter, Granddaughter and Mother is 3 : 1 : 1

Calculation Summary

Total Inheritance will be divided into 5 parts.

3 Parts will go to Daughter.

1 Part will go to Granddaughter.

1 Part will go to Mother.

QUESTION - 16

Distribute Inheritance among following Inheritors of the deceased :

1. Wife
2. Mother

Solution

Step - 1 : List of Inheritors and their Shares

[ZF] Wife $\frac{1}{4}$ (due to no Kids)

[ZF] Mother $\frac{1}{3}$ (due to no Kids)

[ZF] Maternal Sister $\frac{1}{6}$

Step - 2 : Total Share of ZF

$$\underset{\frac{1}{4}}{W} + \underset{\frac{1}{3}}{M} + \underset{\frac{1}{6}}{MS}$$

$$\frac{3 + 4 + 2}{12} = \frac{9}{12}$$

☞ Here, all Inheritors are Zawil Furudh.

☞ $\frac{\text{Total Share of ZF}}{\text{LCM}} = \frac{9}{12} < 1$

☞ It's a case of RETURN.

☞ Wife is present.

☞ RETURN will not be applicable to Wife.

Step - 3 : Calculation procedure for RETURN

a) Share of Wife $= \frac{1}{4}$

b) Share left for Mother and Maternal Sister (R) $= 1 - \frac{1}{4} = \frac{4-1}{4} = \frac{3}{4}$

c) Ratio of Mother and Maternal Sister

$$= M + MS$$
$$= \frac{1}{3} + \frac{1}{6}$$
$$= \frac{2 + 1}{6}$$

M : MS = 2 : 1

d) Addition of Ratios of Mother and Maternal Sister

M + MS = 2 + 1 = 3

e) Share of Mother $= R \times \frac{\text{Ratio of Mother}}{\text{Addition of Ratios of Mother and Maternal Sister}}$

$= \frac{3}{4} \times \frac{2}{3}$

$= \frac{1}{2}$

f) Share of Maternal Sister $= R \times \frac{\text{Ratio of Maternal Sister}}{\text{Addition of Ratios of Mother and Maternal Sister}}$

$= \frac{3}{4} \times \frac{1}{3}$

$= \frac{1}{4}$

Step - 4 : Total Shares of all Inheritors

W	+	M	+	MS
$\frac{1}{4}$	+	$\frac{1}{2}$	+	$\frac{1}{4}$

$$\frac{1 + 2 + 1}{4} = \frac{4}{4}$$

Calculation Summary

Total Inheritance will be divided into 4 parts.

1 Part will go to Wife.

2 Parts will go to Mother.

1 Part will go to Maternal Sister.

QUESTION - 17

Distribute Inheritance among following Inheritors of the deceased :

1. Husband
2. Daughter

Solution

Step - 1 : List of Inheritors and their Shares

[ZF] Husband $\frac{1}{4}$ (due to kid)

[ZF] Daughter $\frac{1}{2}$

[ZF] Granddaughter $\frac{1}{6}$ (due to Daughter)

Step - 2 : Total Share of ZF

$$\begin{array}{ccccc} H & + & D & + & GD \\ \frac{1}{4} & + & \frac{1}{2} & + & \frac{1}{6} \end{array}$$

$$\frac{3 + 6 + 2}{12} = \frac{11}{12}$$

☞ Here, all Inheritors are Zawil Furudh.

☞ $\frac{\text{Total Share of ZF}}{\text{LCM}} = \frac{11}{12} < 1$

☞ It's a case of RETURN.

☞ Husband is present.

☞ RETURN will not be applicable to Husband.

Step - 3 : Calculation procedure for RETURN

a) Share of Husband = $\frac{1}{4}$

b) Share left for Daughter and Grand Daughter (R) $= 1 - \frac{1}{4}$

$= \frac{4 - 1}{4} = \frac{3}{4}$

c) Ratio of Daughter, and Granddaughter

$= D + GD$

$= \frac{1}{2} + \frac{1}{6}$

$= \frac{3 + 1}{6}$

D : GD = 3 : 1

d) Addition of Ratios of Daughter and Granddaughter

$$D + GD = 3 + 1 = 4$$

e) Share of Daughter $= R \times \frac{\text{Ratio of Daughter}}{\text{Addition of Ratios of Daughter and Granddaughter}}$

$$= \frac{3}{4} \times \frac{3}{4}$$

$$= \frac{9}{16}$$

f) Share of Grand Daughter $= R \times \frac{\text{Ratio of Granddaughter}}{\text{Addition of Ratios of Daughter and Granddaughter}}$

$$= \frac{3}{4} \times \frac{1}{4}$$

$$= \frac{3}{16}$$

Step - 4 : <u>Total Shares of all Inheritors</u>

$$H + D + GD$$

$$\frac{1}{4} + \frac{9}{16} + \frac{3}{16}$$

$$\frac{4 + 9 + 3}{16} = \frac{16}{16}$$

Calculation Summary

Total Inheritance will be divided into 16 parts.

4 Parts will go to Husband.

9 Parts will go to Daughter.

3 Parts will go to Granddaughter.

QUESTION - 18

Distribute Inheritance among following Inheritors of the deceased :

1. Husband
2. Paternal Grandmother
3. Maternal Grandmother
4. Maternal Sister

Solution

Step - 1 : List of Inheritors and their Shares

[ZF] Husband $\frac{1}{2}$ (due to no Kid)

[ZF] PGM
[ZF] MGM
} $\frac{1}{6}$ *

[ZF] Maternal Sister $\frac{1}{6}$

* Equal distribution between PGM and MGM: therefore Share of each will be

$$\frac{1}{6} \times \frac{1}{2} = \frac{1}{12}$$

Step - 2 : Total Share of ZF

$$\begin{array}{cccccccc} H & + & PGM & + & MGM & + & MS \\ \frac{1}{2} & + & \frac{1}{12} & + & \frac{1}{12} & + & \frac{1}{6} \end{array}$$

$$\frac{6 + 1 + 1 + 2}{12} = \frac{10}{12}$$

- ☞ Here, all Inheritors are Zawil Furud.
- ☞ $\frac{\text{Total Share of ZF}}{\text{LCM}} = \frac{10}{12} < 1$
- ☞ It's a case of RETURN.
- ☞ Husband is present.
- ☞ RETURN will not be applicable to Husband.

Step - 3 : Calculation procedure for RETURN

a) Share of Husband = $\frac{1}{2}$

b) Share left for PGM, MGM and Maternal Sister (R) $= 1 - \frac{1}{2}$

$$= \frac{2 - 1}{2} = \frac{1}{2}$$

c) Ratio of PGM, MGM and Maternal Sister

$$\begin{array}{ccccc} \text{PGM} & + & \text{MGM} & + & \text{MS} \\ \frac{1}{12} & + & \frac{1}{12} & + & \frac{1}{6} \\ \frac{1}{12} & + & \frac{1}{12} & + & \frac{2}{12} \end{array}$$

PGM : MGM : MS = 1 : 1 : 2

d) Addition of Ratios of PGM, MGM and Maternal Sister

PGM + MGM + MS = 1 + 1 + 2 = 4

e) Share of PGM $= R \times \frac{\text{Ratio of PGM}}{\text{Addition of Ratios of PGM, MGM and MS}}$

$$= \frac{1}{2} \times \frac{1}{4}$$

$$= \frac{1}{8}$$

f) Share of MGM $= R \times \frac{\text{Ratio of MGM}}{\text{Addition of Ratios of PGM, MGM and MS}}$

$= \frac{1}{2} \times \frac{1}{4}$

$= \frac{1}{8}$

g) Share of MS $= R \times \frac{\text{Ratio of Maternal Sister}}{\text{Addition of Ratios of PGM, MGM and MS}}$

$= \frac{1}{2} \times \frac{2}{4}$

$= \frac{1}{4}$

Step - 4 : <u>Total Shares of all Inheritors</u>

H	+	PGM	+	MGM	+	MS
$\frac{1}{2}$	+	$\frac{1}{8}$	+	$\frac{1}{8}$	+	$\frac{1}{4}$
$\frac{4}{8}$	+	$\frac{1}{8}$	+	$\frac{1}{8}$	+	$\frac{2}{8}$ = $\frac{8}{8}$

Calculation Summary

Total Inheritance will be divided into 8 parts.

4 Parts will go to Husband.

1 Part will go to PGM.

1 Part will go to MGM.

2 Parts will go to Maternal Sister.

QUESTION - 19

Distribute Inheritance among following Inheritors of the deceased :

1. Wife
2. Mother
3. Maternal Brother
4. Maternal Sister

Solution

Step - 1 : List of Inheritors and their Shares

[ZF] Wife $\frac{1}{4}$ (due to no Kid)

[ZF] Mother $\frac{1}{6}$ (due to MB and MS)

[ZF] Maternal Brother
[ZF] Maternal Sister } $\frac{1}{3}$*

* Equal distribution between Maternal Brother and Maternal Sister: therefore Share of each will

$$\frac{1}{3} \times \frac{1}{2} = \frac{1}{6}$$

Step - 2 : Total Share of ZF

W	+	M	+	MB	+	MS
$\frac{1}{4}$	+	$\frac{1}{6}$	+	$\frac{1}{6}$	+	$\frac{1}{6}$

$$\frac{3 + 2 + 2 + 2}{12} = \frac{9}{12}$$

☞ Here, all Inheritors are Zawil Furudh.

☞ $\frac{\text{Total Share of ZF}}{\text{LCM}} = \frac{9}{12} < 1$

☞ It's a case of RETURN.

☞ Wife is present.

☞ RETURN will not be applicable to Wife.

Step - 3 : Calculation procedure for RETURN

a) Share of Wife $= \frac{1}{4}$

b) Share left for Mother, MB and MS (R) $= 1 - \frac{1}{4} = \frac{4-1}{4} = \frac{3}{4}$

c) Ratio of Mother, MB and MS

$$\begin{array}{ccccc} M & + & MB & + & MS \\ \frac{1}{6} & + & \frac{1}{6} & + & \frac{1}{6} \end{array}$$

$$\frac{1 + 1 + 1}{6}$$

M : MB : MS = 1 : 1 : 1

d) Addition of Ratios of Mother,
Maternal Brother and Maternal Sister

$$M + MB + MS = 1 + 1 + 1 = 3$$

e) Share of Mother $= R \times \frac{\text{Ratio of Mother}}{\text{Addition of Ratios of M, MB and MS}}$

$$= \frac{3}{4} \times \frac{1}{3}$$

$$= \frac{1}{4}$$

f) Share of MB $= R \times \frac{\text{Ratio of MB}}{\text{Addition of Ratios of M, MS and MS}}$

$$= \frac{3}{4} \times \frac{1}{3}$$

$$= \frac{1}{4}$$

g) Share of MS $= R \times \frac{\text{Ratio of MS}}{\text{Addition of Ratios of M, MB and MS}}$

$$= \frac{3}{4} \times \frac{1}{3}$$

$$= \frac{1}{4}$$

Step - 4 : Total Shares of all Inheritors

$$\frac{W + M + MB + MS}{\frac{1}{4} + \frac{1}{4} + \frac{1}{4} + \frac{1}{4}}$$

$$\frac{1 + 1 + 1 + 1}{4} = \frac{4}{4}$$

Calculation Summary

Total Inheritance will be divided into 4 parts.

1 Part will go to Wife.
1 Part will go to Mother.
1 Part will go to Maternal Brother.
1 Part will go to Maternal Sister.

QUESTION - 20

Distribute Inheritance among following Inheritors of the deceased :

1. Wife
2. Real Sister
3. Paternal Sister

Solution

Step - 1 : List of Inheritors and their Shares

[ZF] Wife $\frac{1}{4}$ (due to no Kid)

[ZF] Real Sister $\frac{1}{2}$

[ZF] Paternal Sister $\frac{1}{6}$ (due to Real Sister)

Step - 2 : Total Share of ZF

W	+	RS	+	PS
$\frac{1}{4}$	+	$\frac{1}{2}$	+	$\frac{1}{6}$

$$\frac{3 + 6 + 2}{12} = \frac{11}{12}$$

- ☞ Here, all Inheritors are Zawil Furudh.
- ☞ $\frac{\text{Total Share of ZF}}{\text{LCM}} = \frac{11}{12} < 1$
- ☞ It's a case of RETURN.
- ☞ Wife is present.
- ☞ RETURN will not be applicable to Wife.

Step - 3 : Calculation procedure for RETURN

a) Share of Wife $= \frac{1}{4}$

b) Share left for RS and PS $= 1 - \frac{1}{4}$

$$= \frac{4 - 1}{4} = \frac{3}{4}$$

c) Ratio of RS and PS

RS	+	PS
$\frac{1}{2}$	+	$\frac{1}{6}$

$$\frac{3 + 1}{6}$$

RS : PS = 3 : 1

d) Addition of Ratios of Real Sister and Paternal Sister

$$\boxed{RS + PS = 3 + 1 = 4}$$

e) Share of RS $= R \times \frac{\text{Ratio of RS}}{\text{Addition of Ratios of RS and PS}}$

$$= \frac{3}{4} \times \frac{3}{4}$$

$$= \frac{9}{16}$$

f) Share of PS $= R \times \frac{\text{Ratio of PS}}{\text{Addition of Ratios of RS and PS}}$

$$= \frac{3}{4} \times \frac{1}{4}$$

$$= \frac{3}{16}$$

Step - 4 : <u>Total Shares of all Inheritors</u>

W	+	RS	+	PS
$\frac{1}{4}$	+	$\frac{9}{16}$	+	$\frac{3}{16}$

$$\frac{4 + 9 + 3}{16} = \frac{16}{16}$$

Calculation Summary

Total Inheritance will be divided into 16 parts.

4 Parts will go to Wife.

9 Parts will go to Real Sister.

3 Parts will go to Paternal Sister.

APPENDIX -1

List of Inheritors

Types of Inheritors

1. Zawil-Furudh (ZF) = Sharers or Qur'anic Heirs
2. Asabat (A) = Residuary or Agnatic Heirs
3. Zawil-Arhaam (ZA) = Distant Kindred or Uterine Heirs

Types of Zawil-Furudh

Male:

1. Husband 2. Father
3. Paternal Grandfather (Dada)
4. Maternal Brother = Uterine Brother [Same Mother but Different Father]

Female:

1. Wife 2. Mother 3. Daughter
4. Granddaughter
5. Real Sister = Full Sister [Same Mother and Same Father]
6. Paternal Sister = Consanguine Sister [Same Father but Different Mother]
7. Maternal Sister = Uterine Sister [Same Mother but Different Father]
8. Paternal Grandmother (Dadi)
9. Maternal Grandmother (Nani)

Types of ASABAT

1. Asaba-Bi-Ghairihi (Men and Women)
2. Asaba-Ma'a-Ghairihi (Only Women)
3. Asaba-Bi-Nafsihi (Only Men)

ASABA-BI-GHAIRIHI (By another)

1. Daughter with Son
2. Granddaughter with Grandson
3. Real Sister with Real Brother
4. Paternal Sister with Paternal Brother

ASABA-MA'A-GHAIRIHI (With another)

1. Real Sister with Daughter
2. Real Sister with Granddaughter
3. Paternal Sister with Daughter
4. Paternal Sister with Granddaughter

ASABA-BI-NAFSIHI

Category 1 : [A] C1

1. Son 2. Grandson 3. Great Grandson

Category 2 : [A] C2

1. Father
2. Grandfather
3. Great Grandfather

Category 3 : [A] C3

1. Real Brother, Paternal Brother [Same Father but Different Mother]
2. Real Brother's Son, Paternal Brother's Son

Category 4 : [A] C4

1. Full Paternal Uncle, Consanguine Paternal Uncle
2. Full Paternal Uncle's Son, Consanguine Paternal Uncle's Son

Zawil-Arhaam

Category 1 :

1. Daughter's Son
2. Daughter's Daughter
3. Son's Daughter's Son
4. Son's Daughter's Daughter
5. Grandson's Daughter's Son
6. Grandson's Daughter's Daughter

Category 2 :

1. Maternal Grandfather
2. Maternal Great Grandfather
3. Father's Maternal Grandfather
4. Father's Maternal Great Grandfather
5. Mother's Paternal Grandfather
6. Mother's Maternal Grandfather
7. Mother's Paternal Grandmother
8. Mother's Paternal Great Grandmother

Category 3 :

1. Brother's Daughter
2. Sister's Son
3. Sister's Daughter
4. And their Kids
5. Kids of Maternal Brothers and Maternal Sisters

Category 4:

1. Father's Sister
2. Mother's Sister
3. Mother's Brother
4. And their Kids

APPENDIX - 2

Shares of Inheritors

Share of Husband (ZF)

- 1/2 If no kids present
- 1/4 If kids present (one or more)
  (Son, Daughter, Grandson, Granddaughter, Great Grandson, Great Granddaughter)

Share of Wife (ZF)

- 1/4 If no kids present
- 1/8 If kids present (one or more)
  (Son, Daughter, Grandson, Granddaughter, Great Grandson, Great Granddaughter)

Share of Father | Grandfather (ZF and A)

(ZF)	1/6	kids present (one or more)
	[*Male*:	Son, Grandson, Great Grandson**]**
(ZF)+[A]C2	1/6+R	kids present (one or more)
	[*Female*:	Daughter, Granddaughter Great Granddaughter**]**
[A]C2	**R**	No Kids

(No share of Grandfather if Father is present)

Share of Daughter (ZF and A-B-G)

(ZF)	1/2	No Son but only one Daughter is present
(ZF)	2/3	No Son but two or more Daughters* present ***(Equal Distribution among Daughters)**
(A-B-G)	2:1	If one or more Daughter(s) present with Son(s) ★Each Son [2 shares] ★Each Daughter [1 share]

Share of Mother (ZF)

- ❖ 1/6 Kids present (one or more)
  [*Male*: Son, Grandson, Great Grandson]
- ❖ 1/6 Kids present (one or more)
  [*Female*: Daughter, Granddaughter Great Granddaughter]
- ❖ 1/6 No kids but two or more Real Brothers and Sisters present
- ❖ 1/6 No kids, no Real Brother and Sister but two or more Paternal Brothers and Sisters present
- ❖ 1/6 No kids, no Real Brother and Sister, no Paternal Brother and Sister but two or more Maternal Brothers and Sisters present
- ❖ 1/6 No kids, but any types of Brother and Sister [two or more]
  [Real | Paternal | Maternal]
- ❖ 1/3 No kids, No real Brother and Sister, no Paternal Brother and Sister, no Maternal Brother and Sister
- ❖ 1/3 No kids, but only one Brother or only one Sister present [Real | Paternal | Maternal]

Shares of Granddaughter (ZF and A-B-G)

- ❖ **(ZF)** 1/2 No Son, No Grandson, No Daughter, Only One Granddaughter

❖ **(ZF)** 2/3 No Son, No Grandson, No Daughter, but two or more Granddaughters*

***(Equal Distribution among Granddaughters)**

❖ **(ZF)** 1/6 No Son, No Grandson but

★Only One Daughter [1/2]

★Only One Granddaughters [1/6]

❖ **(ZF)** 1/6 No Son, No Grandson but

★Only One Daughter [1/2]

★Two or more Granddaughters [1/6]*

***(Equal Distribution)**

❖ **(A-B-G) 2:1**

No Son, No Daughter

★ Only Grandson [2 shares]

★ Only Granddaughter [1 share]

❖ **(A-B-G) 2:1**

No Son, No Daughter, No Grandson, No Granddaughter

★ Only Great Grandson [2 shares]

★ Only Great Granddaughter [1 share]

❖ **(A-B-G) 2:1**

No Son, but two or more Daughters with Grandson(s) and Granddaughter(s) then due to Grandson, Granddaughter will get share

★ Grandson [2 shares]

★ Granddaughter [1 share]

No SHARE:

1. If Son is present then NO SHARE for Granddaughter and Grandson.
2. If Grandson is present then NO SHARE for Great Granddaughter and Great Grandson.
3. If No Son, No Grandson but two or more Daughters are present then NO SHARE for Granddaughter.

Share of Real Sister and Real Brother [ZF | A-B-G | A-M-G]

- **(ZF)** 1/2 Only One Real Sister
- **(ZF)** 2/3 Only Two or more Real Sisters*

  *** (Equal Distribution)**
- **(A-B-G) 2:1**

  If one or more Real Sister(s) with one or more Real Brother(s).
  - ★ Each Real Brother [2 shares]
  - ★ Each Real Sister [1 share]
- **(A-M-G) R**

  No Real Brother but, one or more Real Sister(s) with
  - ★ Daughter(s) [One or more]
  - ★ Granddaughter(s) [One or more]

No SHARE: For Real Sister and Real Brother

1. If Son, Grandson or Great Grandson present.
2. If Father, Grandfather or Great Grandfather present.

Share of Paternal Sister and Brother [ZF | A-B-G | A-M-G]

- **(ZF)** 1/2 Only One Paternal Sister
- **(ZF)** 2/3 Only Two or more Paternal Sisters*

  *** (Equal Distribution)**
- **(A-B-G) 2:1**

  If one or more Paternal Sister(s) with one or more Paternal Brother(s).
  - ★ Each Paternal Brother [2 shares]
  - ★ Each Paternal Sister [1 share]
- **(A-M-G) R**

  No Paternal Brother but, one or more Paternal Sister(s) with
  - ★ Daughter(s) [One or more]
  - ★ Granddaughter(s) [One or more]

❖ **(ZF)** 1/6 If One or more Paternal Sister(s)* present with One Real Sister [1/2]
*(Each Paternal Sister will get equal share from 1/6)

NO SHARE : For Paternal Sister (Alone)

1. If two or more Real Sisters are present

NO SHARE : For Paternal Sister and Brother (Together)

1. If Son, Grandson or Great Grandson is present.
2. If Father, Grandfather or Great Grandfather is present.
3. If Real Brother is present.
4. If Real Sister [A-M-G) with Daughter [1/2] is present.
5. If Real Sister [A-M-G] with Granddaughter [1/2] is present.

Share of Maternal Sister and Maternal Brother (ZF)

❖ 1/6 If Only One Maternal Brother is present.
❖ 1/6 If Only One Maternal Sister is present.
❖ 1/3 If Two or more Maternal Brothers* are present.
❖ 1/3 If Two or more Maternal Sisters* are present.
❖ 1/3 If One Maternal Brother and One Maternal Sister* are present. *(Equal Distribution)

NO SHARE : For Maternal Sister and Brother

1. If Father, Grandfather or Great Grandfather is present.
2. If Son, Grandson or Great Grandson is present.
3. If Daughter, Grand Daughter or Great Granddaughter is present.

Share of Paternal and Maternal Grandmother Dadi and Nani [ZF]

❖ 1/6 If Only One Maternal Grandmother (Nani) is present.
❖ 1/6 If Only One Paternal Grand Mother (Dadi) is present.

❖ 1/6 If One Maternal Grandmother and One Paternal Grandmother* are present.

***(Equal Distribution)**

❖ 1/6 Maternal Grandmother (Nani) if Father is present.

NO SHARE FOR :

1. Paternal Grandmother (Dadi) if Father is present.
2. Paternal Grandmother (Dadi) and Maternal Grandmother (Nani) if Mother is present.
3. Maternal Great Grandmother (Par Nani) if Maternal Grandmother (Nani) is present.
4. Paternal Great Grandmother (Par Dadi) if Paternal Grandmother (Dadi) is present.
5. Maternal Great Grandmother (Par Nani) if Paternal Grandmother (Dadi) is present.

APPENDIX - 3

References from the Qur'an and Hadeeth

(1) **Will :** The Qur'an 4:11, Bukhari – 6723, 2740, 2742, 2743, 2744, Abu-Dawood – 2870, 2922, Mishkat – 3071, 3072, 3073, 3075

(2) **Debt :** The Qur'an 4:11, Bukhari – 6723, Muslim – 4157

(3) **Inheritance :** The Qur'an 4:11-12, 4:176, Bukhari – 6732 Abu-Dawood– 2922, Ibn-e-Majah – 2719, Mishkat – 3078, Tirmizi – 2091

(4) **Husband:** The Qur'an 4:12, Bukhari – 2747, 6723, 6739

(5) **Wife:** The Qur'an 4:12, Bukhari – 2747, 6723, 6739, Ibn-e-Majah– 2720, Mishkat– 3058, Abu-Dawood – 2891

(6) **Father:** The Qur'an 4:11, Bukhari – 6723, 6739, 2747

(7) **Grandfather:** Bukhari – 6738, Mishkat – 3060, Abu-Dawood– 2896, Tirmizi– 2099, Ibn-e-Majah– 2722, 2723

(8) **Daughter:** The Qur'an 4:11, Bukhari – 6723, 6734, 6736, 6742, Tirmizi – 2092, 2093, Abu-Dawood – 2890, 2891, 2893, Mishkat – 3058, 3059, Ibn-e-Majah – 2720, 2721

(9) **Mother:** The Qur'an 4 :11, Bukhari – 6723, 6739, Tirmizi – 2092, Ibn-e-Majah – 2740

(10) **Granddaughter:** Bukhari – 6736, 6742, Tirmizi – 2093, Mishkat – 3059, Abu-Dawood – 2890, Ibn-e-Majah – 2721

(11) **Paternal Grandmother (Dadi) and Maternal Grand Mother (Nani) :** Mishkat – 3049, 3061, Tirmizi – 2100, 2101, 2012, Abu-Dawood – 2894, 2895, Ibn-e-Majah – 2724, 2725

(12) **Asaba-Bi-Ghairihi (Son and Daughter):** The Qur'an 4:11, Muslim – 4146, Tirmizi – 2096, Bukhari – 6723

(13) **Asaba-Bi-Ghairihi (Grandson and Granddaughter):** Bukhari – 6735

(14) **Asaba-Bi-Ghairihi (Real Sister and Real Brother)** The Qur'an 4 : 176, Muslim – 4150, Tirmizi – 2097, Abu-Dawood – 2886, 2887, 2889, Ibn-e-Majah – 2726

(15) **Asaba-Ma'a-Ghairihi :** Bukhari – 6734, 6736, 6742, Ibn-e-Majah – 2721, Dawood – 2890, 2893, Tirmizi – 2093, Mishkat – 3059

(16) **Asaba-Bi-Nafsihi:** Bukhari – 6732, 6737, 6744 (Real Brother) Muslim – 4141, 4142, 4143, Tirmizi – 2092 (Uncle) 2094 (Real Brother and Paternal Brother) 2095 (Real Brother and Paternal Brother) 2098, Mishkat – 3057 (Real Brother and Paternal Brother), 3058 (Uncle) Mishkat – 3068 (Nephew), Abu-Dawood – 2891, (Uncle) 2898, Ibn-e-Majah – 2720 (Uncle) 2740, Ibn-e-Majah – 2739 (Real Brother and Paternal Brother)

(17) **Zawil Arhaam:** Mishkat – 3052, Tirmizi – 2103, 2104, Ibn-e-Majah – 2737

(18) **Maternal Brother and Sister:** The Qur'an 4:12, Bukhari – 6723

APPENDIX - 4

Reference Books

1. The Holy Qur'an
2. Bukhari
3. Muslim
4. Tirmizi
5. Abu Dawood
6. Ibn-e-Majah
7. Mishkat
8. Aap ke Masael Aur Unka Hal (Urdu)
   (Maulana Muhammad Yusuf Ludiyanvi Shaheed)
9. Tafheem Ul Qur'an Tafseer (Urdu)
   (Sayyid Abul Ala Maududi)
10. Tafseer Ibne Kaseer (Urdu)
11. Siraji ka Aasaan Hal (Urdu)
    (Mufti Ata-ur-Rahman Khan Qasmi)
12. Islami Qanoon-e-Virasat (Urdu)
    (Maulana Abu Numan Bashri)
13. Sharh Siraji (Urdu)
    (Maulana Ishtiyaq Sb.)
14. Tehqeeq-Masael-Meeras (Urdu)
    (Dr. Salih Fauzan bin Abdullah Fauzan)
15. Assan Meeras (Urdu)
    (Maulana Muhammad Usman-Karachi)

16. The Final Bequest (English)
(Muhammad Al-Jibali)

17. Mayyit ke Tarkey ka Taayyun Aur Taqseem (Urdu)
(Dr. Ghafil Ansari)

18. Meeras ka Batwara Aur uske Haqdar (Hindi)
(Mirza Subhan Baigh)

19. Taqseem-E-Meeras (Urdu)
(Sayyid Shoukat Ali)

20. Ahkam-E-Mayyit (English)
(Dr. Abdul Hai A'rif Karachi)

21. Islamic Laws of Inheritance (Master Book)
English-Urdu (Anwar Alam)

22. Islamic – Qanoon-E-Virasat (Master Book)
Hindi (Anwar Alam)

23. Mayyit ke Ahkam wa Masael (Urdu)
(Muhammad Izhar Qasmi)

24. Virast ka Islami Tasabbur Aur Hum Musalman (Urdu)
(Izharuddin Falahi)

25. Fatawa Islamiyah (Vol-5) (English)
Shaykh Abdul - Aziz bin Abdullah bin Baz
Shaykh Abdullah bin Abdur Rehman Al-Jibreen
Shaykh Muhammad bin Salih Al-Uthaimi

26. Meeras wa Wasiyat (Urdu)
(Islamic Fiqh Academy)

27. Distribution of my Inheritance (English)
(Case Study)
Anwar Alam

QUESTIONS

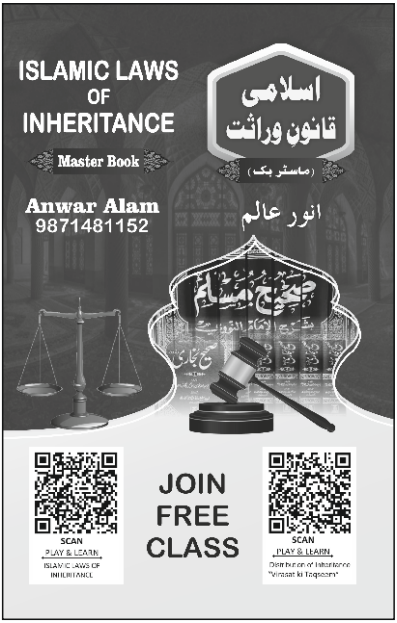
Distribute Inheritance among following Inheritors and find out Share of Individual Inheritor.

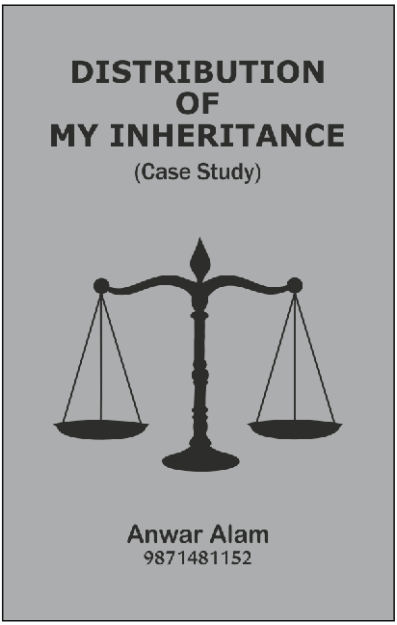
1. Two Real Sisters, Wife
2. Two Real Sisters, Mother
3. Two Real Sisters, MGM, PGM
4. Real Sister, PGM, MGM, Wife
5. Two Paternal Sisters, Wife
6. Two Paternal Sisters, Mother
7. Paternal Sister, PGM, Wife
8. Paternal Sister, MGM, Wife
9. Maternal Brother, Maternal Sister, Wife
10. Maternal Brother, Mother, Wife
11. Maternal Sister, PGM, Wife
12. Maternal Brother, Maternal Sister, PGM, Wife
13. Maternal Brother, Maternal Sister, PGM, MGM, Wife
14. Maternal Brother, Two Paternal Sisters.

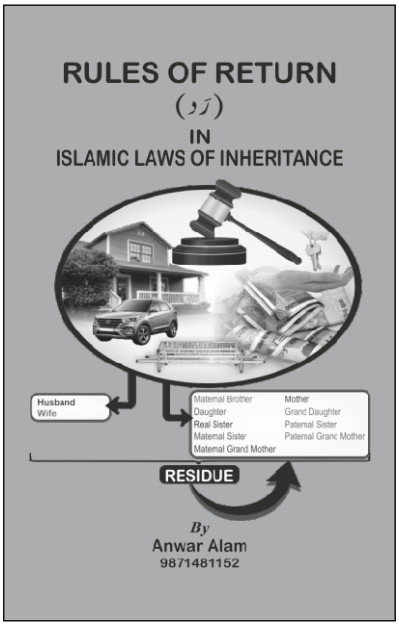
ANSWERS

1. Total Shares = 8
   RS=3, RS=3, W=2
2. Total Shares=5
   RS=2, RS=2, M=1
3. Total Shares = 10
   RS=4, RS=4, MGM=1, PGM=1
4. Total Shares =32
   RS=18, PGM=3, MGM=3, W=8
5, Total Shares =8
   PS=3, PS=3, W=2
6. Total Shares =5
   PS=2, PS=2, M=1
7. Total Shares =16
   PS=9, PGM=3, W=4
8. Total Shares =16
   PS=9, MGM=3, W=4
9. Total Shares =8
   MB=3, MS=3, W=2
10. Total Shares=4
    MB=1, M=2, W=1
11. Total Shares=8
    MS=3, PGM=3, W=2
12. Total Shares=4
    MB=1, MS=1, PGM=1, W=1
13. Total Shares=24
    MB=6, MS=6, PGM=3, MGM=3, W=6
14. Total Shares=5
    MB=1, PS=2, PS=2

Author Books







About The Book

This book describes conditions for RETURN or RADD (رَدّ). To understand this book you must have good command on calculations of Inheritance among ZAWIL FURUDH, ASBA-BE-GHAIREHI, ASBA-MA'A-GHAIREHI, ASBA-BE-NAFSEHI.

All references in this book are quoted from the Holy Qur'an & books of Hadeeth like Sahih Bukhari, Muslim, Abu-Dawood, Ibn-e-Majah, Mishkat & Tirmizi.

This book uses simple mathematical calculations based on addition & subtraction of Fractions so that our new generation can learn it, teach it & implement it & save themselves and others from the Hell Fire.

About the Author

Anwar Alam S/o Dr. Mohammad Sayeed, was born on June 2nd, 1972 in Village Thanwla, Tehseel Bilari, Distt. Moradabad, Uttar Pradesh, India.

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Currently he is the Director of NETWORKING CORE PROGRAM. He has worked with CISCO Network Academy (Jamia Hamdard), Ministry of Defense – Kuwait Army, CMC, L&T, VTPL etc. He learnt QURANIC Arabic from Qazi Mufti Jahangir Alam Qasmi (2013–2017). He established two branches of MAKTAB Deenyat on his own, managed for 3 years and then handed over to a committee.

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